

[This bracketed note is provided at this point only in order to comply with the California Code of Regulations, Title 1, section 46, which mandates the inclusion of a written description of the method used to identify changed text, and further mandates that such a written description appear as the first page of the changed text. Thus,

Written Description of the Method Used to Identify Changed Text:

In the following newly proposed text of new Chapter 4.1, commencing with section 25100, within Division 8 of Title 2 of the California Code of Regulations, changed text is identified as follows: added text is identified by double underlining such added text, and deleted text is identified by strikeout of such deleted text.

The text of this bracketed note is not intended to be, and will not be, included as part of the final express terms of the proposed regulatory language.]

Chapter 4.1 ~~CONFLICT OF INTEREST CODE FOR THE OFFICE OF INFORMATION SECURITY & PRIVACY PROTECTION~~ - CONFLICT OF INTEREST CODE

Section 25100. General Provisions

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. Section 18730) that contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act.

Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix designating positions, and establishing disclosure requirements, shall constitute the conflict of interest code of the OFFICE OF INFORMATION SECURITY AND PRIVACY PROTECTION (hereinafter "OISPP").

Individuals holding designated positions shall file their statements with the ~~OFFICE OF INFORMATION SECURITY AND PRIVACY PROTECTION~~ OISPP, which will make the statements available for public inspection and reproduction. (Government Code Section 81001.) Upon receipt of the statement of the Executive Officer, the ~~agency~~ OISPP shall make and retain a copy and forward the original to the Fair Political Practices Commission. Statements for all other designated positions will be retained by the ~~OFFICE OF INFORMATION SECURITY AND PRIVACY PROTECTION~~ OISPP.

Authority: Govt. Code, § 87300, et seq. Reference: Govt. Code, §§ 87300,

87300-87302, 87306.

OFFICE OF INFORMATION SECURITY & PRIVACY PROTECTION
APPENDIX TO SECTION 25100

<u>Designated Positions</u>	<u>Disclosure Category</u>
Executive Officer	<u>1</u>
Career Executive Appointment I-IV	<u>1</u>
Staff Counsel	<u>1</u>
Data Processing Manager I-IV	<u>2</u>
Staff Services Manager I	<u>2</u>
Information Officer	
Associate Governmental Program Analyst	
Staff Services Analyst	
Consultants*	<u>*</u>

* Consultants shall be included in the list of designated positions and shall disclose pursuant to the disclosure requirements in this code subject to the following limitation:

The Executive Officer may determine in writing that a particular consultant, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements in this section. Such written determination shall include a description of the consultant’s duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Officer’s determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Disclosure Requirements

Individuals holding designated positions must report their interests according to the following corresponding disclosure category to which their position has been assigned.

Disclosure Category 1

~~Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources, that are:~~

- of the type to contract with the agency
- engaged in information technology or telecommunications
- information technology and related security firms
- consulting firms engaged in training and reviewing information technology and telecommunication systems.

Disclosure Category 2

Investments and business positions in business entities, and income, including loans, gifts, and travel payments, from sources, that are:

- engaged in information technology or telecommunications
- information technology and related security firms.